

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Region III - 6th & Walnut Sts.
Philadelphia, Pa. 19106

ORIGINAL
(Red)

SUBJECT: Case Assignment

DATE: 12/10/81

FROM: Joseph J. Armao
Acting Chief, General Enforcement Section

TO: Lisa Seglin *Melvin*
Attorney/Advisor

You are assigned to the following hazardous waste site case for purposes of assessing its Enforcement Potential and/or securing site access:

Budd Company

Please contact the following person as soon as possible to determine the immediate and long-term case needs:

If agreement cannot be reached regarding case needs, time constraints and/or shared resources, please let me know promptly.

3A
UNITED STATES ENVIRONMENTAL PROTECTION AGENCYREGION III
CENTRAL REGIONAL LABORATORY
839 BESTGATE ROAD
ANNAPOLIS, MARYLAND 21401301-224-2740
FTS-922-3752ORIGINAL
(Red)

DATE : September 25, 1981

SUBJECT: Budd Co. Dump, PCB In Soils
81081302-10FROM : James Jerpe JJ
ChemistTO : James W. Marks
Chief, Lab SectionTHRU : John Austin JC
Team Leader, Organic Analysis Section

Samples submitted were analyzed for PCB concentrations by gas chromatography/
electron capture detection and quantitated with known Aroclor standards.

Table one is source data of samples. Table two is microgram/gram
results of quantitation. The specific compound was found to be
Aroclor 1248. Detection limit is .4 ppm.

Table One

Sample #	Source
810813-02	Budd Co. Dump, Area #1, Red Lion Rd., #1A Soil
-03	Budd Co. Dump, Area #1, Red Lion Rd., #1B Soil
-04	Budd Co. Dump, Area #1, Red Lion Rd., #1C Soil
-05	Budd Co. Dump, Area #2, Red Lion Rd., #2A Grab Soil
-06	Budd Co. Dump, Area #2, Red Lion Rd., #2B Soil
-07	Budd Co. Dump, Area #2, Red Lion Rd., #2C Soil
-08	Budd Co. Dump, Area #3, Red Lion Rd., #3A Soil
-09	Budd Co. Dump, Area #3, Red Lion Rd., #3B Soil
-10	Budd Co. Dump, Area #3, Red Lion Rd., #3C Soil

Table Two

Sample #	PCB ppm
810813-02	1380.
-03	273
-04	169
-05	21
-06	0.6
-07	11
-08	0.5
-09	3.4
-10	4.9

Budd Results166
273
13
21

JJ:jr

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

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ORIGINAL

SUBJECT: Budd Company

DATE: JAN - 6 1981

FROM: Robert B. Koegel
Attorney, Legal Branch (3EN31)

TO: Michael F. Vaccaro
Acting Chief, PA/DE Section (3EN31)

You have asked me to recommend action regarding PCB soil contamination at the Budd Company site at Sandmeyer and Red Lion Roads, Philadelphia, Pa. On the basis of conversations with Chris Pilla and Bruce Smith and review of the attached documents, I recommend no action by the Legal Branch at this time.

Past contacts with the company indicate that it is doing what we want to clean up its site. However, the technical staff is concerned whether or not the company will continue to carry out the relief we want. I have suggested to the technical staff that it inspect the site to see if cleanup efforts are continuing apace and write the company a letter requesting a cleanup description and schedule. But since there is presently no indication that the company is not doing what we want, I suggest no further legal action at this time.

cc: A. Marvel

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Region III - 6th & Walnut Sts.
Philadelphia, Pa. 19106

SUBJECT: Rudd Company Site

DATE:

JAN 15 1981
ORIGINAL
(Red)

FROM: Michael F. Vaccaro *mf*✓
Attorney, Legal Branch (3EN31)

TO: Bruce Smith
Chief, Environmental Emergency Branch (3SA30)

Here is a copy of Robert Koegel's memorandum with which I
understand you concur.

Attachment

cc: C. Pilla ✓

REC-
JAN 8 1981
EB

ORIGINAL

(D)

12/11/80

ECT: Request for Legal Assistance

DATE:

Christopher B. Pilla, Environmental Scientist,
Environmental Emergency Branch(3SA30)

Christopher B Pilla

Michael Vacarro, Acting Chief,
Pennsylvania Legal Section(3EN31)

Bruce P. Smith, Chief,
Environmental Emergency Branch(3SA30)

Based on the attached reports, PCB soil contamination greater than 50ppm has been revealed at the Budd Company, Sandmeyer and Red Lion Road in Philadelphia. Soils at the referenced facility were contaminated during the period covering 1950 and 1968 as a result of the referenced facilities open dump landfilling practices. As of the date of this memo, the remedial action as outlined in the attached September 26 correspondence has not been verified as being completed. In order to insure that the remedial action has been initiated or completed, our office is referring the case to your office for appropriate enforcement actions based on the following:

As outlined in Subpart B of the PCB rule:

"This subpart does not require PCB's and PCB items landfilled prior to February 17, 1978, to be removed for disposal. However, if such PCB's and PCB items are removed from the disposal site they must be disposed of in accordance with this subpart."

As outlined in the attached memos, PCB contaminated soil areas have been disturbed, thus the disposal requirements of the PCB rule are now applicable. Specifically, 40 C.F.R. §761.10(4) requires that any non liquid PCB's in the form of soil, rags, or other debris shall be disposed of in a high temperature incinerator or a chemical waste landfill.

Our office is of the opinion that a Notice of Non-Compliance is the best enforcement option based on the following:

1. The referenced facility has been very cooperative to this point and have assumed the responsibility for the proper disposal despite the fact they no longer own the property in question.
2. The Notice will insure that cleanup as agreed upon will be completed. This is our concern at this time.

Our office wishes the Notice to provide for the following:

1. Submittal in writing of a schedule of cleanup.
2. Results for the samples collected from the areas of contamination.